

**AMENDMENT TO H.R. 1350, AS REPORTED
OFFERED BY MR. CASTLE OF DELAWARE**

Strike sections 104 through 107 of the bill and insert the following (and conform the table of contents accordingly):

1 SEC. 104. GAO REPORTS.

2 (a) PAPERWORK STUDY.—

3 (1) REVIEW.—The Comptroller General shall
4 conduct a review of all Federal requirements under
5 the Individuals with Disabilities Education Act, and
6 the requirements of a reasonable sample of State
7 and local educational agencies relating to such Act,
8 to determine which requirements result in excessive
9 paperwork completion burdens for teachers, related
10 services providers, and school administrators.

11 (2) REPORT.—Not later than 2 years after the
12 date of the enactment of this Act, the Comptroller
13 General shall prepare and submit to the appropriate
14 congressional committees a report that contains the
15 results of the review under paragraph (1).

16 (b) DISABILITY DEFINITIONS.—

17 (1) REVIEW.—The Comptroller General of the
18 United States shall conduct a review of—



1 (A) variation among States in definitions,
2 and evaluation processes, relating to the provi-
3 sion of services under the Individuals with Dis-
4 abilities Education Act to children having con-
5 ditions described in section 602(a)(3) of such
6 Act using the terms “emotional disturbance”,
7 “other health impairments”, and “specific
8 learning disability”; and

9 (B) the degree to which these definitions
10 and evaluation processes conform to scientific,
11 peer-reviewed research.

12 (2) REPORT.—Not later than 2 years after the
13 date of the enactment of this Act, the Comptroller
14 General shall prepare and submit to the appropriate
15 congressional committees a report that contains the
16 results of the review under paragraph (1).

17 (c) DISTANCE LEARNING PROFESSIONAL DEVELOP-
18 MENT PROGRAMS.—

19 (1) STUDY.—The Comptroller General shall
20 conduct a study on existing or developing profes-
21 sional development programs for special education
22 personnel delivered through the use of technology
23 and distance learning.

24 (2) REPORT.—Not later than 2 years after the
25 date of the enactment of this Act, the Comptroller



1 General shall submit a report containing the find-
2 ings from the study conducted under paragraph (1)
3 to the appropriate congressional committees.

4 (d) LIMITED ENGLISH PROFICIENT CHILDREN WITH
5 DISABILITIES.—

6 (1) STUDY.—The Comptroller General shall
7 conduct a study on how limited English proficient
8 students are being served under the Individuals with
9 Disabilities Education Act.

10 (2) REPORT.—Not later than 2 years after the
11 date of the enactment of the Improving Education
12 Results for Children With Disabilities Act of 2003,
13 the Comptroller General of the United States shall
14 submit a report containing the findings from the
15 study conducted under paragraph (1) to the appro-
16 priate congressional committees.

17 (e) DEFINITION.—In this section, the term “appro-
18 priate congressional committees” means the Committee on
19 Education and the Workforce of the House of Representa-
20 tives and the Committee on Health, Education, Labor,
21 and Pensions of the Senate.

In section 611(a)(3) of the Individuals with Disabil-
ities Education Act (as amended by section 201 of the
bill), strike “subparagraphs (A) and (B) of”.



In section 611(e)(3) of the Individuals with Disabilities Education Act (as amended by section 201 of the bill), strike “4 percent” and insert “40 percent”.

In section 611(i)(2) of the Individuals with Disabilities Education Act (as amended by section 201 of the bill), strike “\$13,374,398,000” and insert “\$13,574,398,000”.

In section 614(a)(1)(D)(i)(I) of the Individuals with Disabilities Education Act (as amended by section 204 of the bill), strike “602(3)(A) or 602(3)(B)” and insert “602(3)”.

In section 614(b)(3)(A)(ii) of the Individuals with Disabilities Education Act (as amended by section 204 of the bill), strike “, to the extent practicable,”.

In section 614(b)(3)(A)(ii) of the Individuals with Disabilities Education Act (as amended by section 204 of the bill), add at the end before the semicolon the following: “, unless it is clearly not feasible to do so”.

Strike subparagraphs (B) and (C) of section 615(f)(3) of the Individuals with Disabilities Education Act (as amended by section 205(f) of the bill), and insert the following:



“(B) SUBJECT MATTER OF HEARING.—No party shall be allowed to raise issues at the due process hearing that were not raised in the complaint, discussed during the meeting conducted pursuant to paragraph (1)(B), or properly disclosed pursuant to paragraph (2), unless both parties agree otherwise.”.

In section 617(b) of the Individuals with Disabilities Education Act (as amended by section 207 of the bill), after “content,” insert “academic achievement standards and assessments,”.

In section 665(e)(2) of the Individuals with Disabilities Education Act (as amended by section 401 of the bill), insert the following:

8 “(G) Preparing personnel who provide
9 services to children with low-incidence disabili-
10 ties with limited English proficiency.

In section 665(d)(2)(B) of the Individuals with Disabilities Education Act (as amended by section 401 of the bill), add at the end before the semicolon the following: “, including children with disabilities with limited English proficiency”.

In the matter preceding subclause (I) of section 666(a)(3)(C)(iii) of the Individuals with Disabilities Edu-



cation Act, strike “backgrounds, including” and insert “backgrounds or are limited English proficient, including”.

In items (aa) through (dd) of section 666(a)(3)(C)(iii)(I) of the Individuals with Disabilities Education Act, strike “of minority” each place it appears and insert “of such”.

In section 666(a)(3)(C)(iii)(II) of the Individuals with Disabilities Education Act, strike “children with disabilities from minority backgrounds” and insert “such children with disabilities”.

In section 675(c)(2) of the Individuals with Disabilities Education Act, strike “videos, or other materials with an education based content for use in the classroom setting” and insert “videos or other materials that would be appropriate for use in the classroom setting, or news (until the end of fiscal year 2006),”.

Strike section 402 of the bill (and conform the table of contents accordingly).

